

529 Rec'd PCT/PTO 07 JUN 2000

PATENT

Attorney Docket No.: BHV-317.01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Redi et. al.

Serial No.: 09/486,516

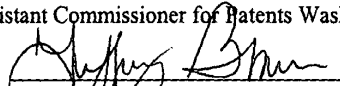
Filed: 28 June 2000

Examiner: Not yet assigned

Title: *A Fibrogen-based Tissue Adhesive Contains an Elastase Inhibitor*

CERTIFICATE MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Assistant Commissioner for Patents Washington, D.C. 20231 on June 5, 2000

  
E. Scott Gary Brown

ATTN: Box PCT - National Phase Applications  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**RESPONSE TO NOTICE OF MISSING REQUIREMENTS**

Enclosed is a copy of the Notice to File Missing Requirements, as well as a copy of the previously filed Declaration and Power of Attorney executed by two inventors and a second declaration executed by a representative of a deceased inventor. Attached is a check in the sum of \$130 to cover the surcharge for providing the oath and declaration.

Although we believe that we have submitted the correct amount to cover the above-listed items, the Commissioner is authorized to credit any overpayment or charge any deficiencies to our **Deposit Account No. 06-1448**.

06/12/2000 PVOLPE 00000026 09486516

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130.00 DP

If there are any questions in connection with the filing of this Response, the Examiner can contact the undersigned at (617) 832-1294.

Respectfully submitted,  
FOLEY, HOAG & ELIOT, LLP

A handwritten signature in dark ink, appearing to read 'Beth E. Arnold', is written over a horizontal line.

Beth E. Arnold  
Reg. No. 35,430  
Attorney for Applicants

June 4, 2000

Patent Group  
Foley, Hoag & Eliot, LLP  
One Post Office Square  
Boston, MA 02109  
Telephone: (617) 832-1000  
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09/486516



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: ASSISTANT COMMISSIONER FOR PATENTS  
Box PCT  
Washington, D.C. 20231

U.S. APPLICATION NO.  
09/486516

REDI

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

FNU 217-91

5611

INTERNATIONAL APPLICATION NO. 202

BETH E. ARNOLD  
FOLEY HOAG & ELIOT  
ONE POST OFFICE SQUARE  
PATENT GROUP  
BOSTON MA 02109-2170

I.A. FILING DATE

08/26/99

PRIORITY DATE

08/28/97

05/04/00

DATE MAILED:

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),  
☐ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☐ a non-English language.  
☒ English.

☒ Translation of the international application into English.

☒ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☐ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☒ Preliminary amendment(s) filed 28 Feb 2000 and \_\_\_\_\_.

☐ Information Disclosure Statement(s) filed \_\_\_\_\_ and \_\_\_\_\_.

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed \_\_\_\_\_.

☐ Statement Claiming Small Entity Status.

☒ Priority Document.

☒ Copy of the International Search Report and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

- ☐ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

☒ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

- ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

**A copy of this notice MUST be returned with this response.**

Enclosed: ☒ PCT/DO/EO/917 ☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Telephone: (703)

MAY - 9 2000.

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*Antonia Simon*  
305-3661

09/486516



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Patent and Trademark Office  
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Box PCT  
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